

PATENT  
Customer No. 22,852  
Attorney Docket No. 08157.0015-04000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
 )  
Paul GILSON et al. )  
 )  
Application No.: 10/797,612 ) Group Art Unit: 3763  
 )  
Filed: March 11, 2004 ) Examiner: Unknown  
 )  
For: SUPPORT FRAME FOR AN )  
EMBOLIC PROTECTION DEVICE ) Confirmation No.: 4072  
 )

**MAIL STOP MISSING PARTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TRANSMITTAL LETTER**

Enclosed please find the following:

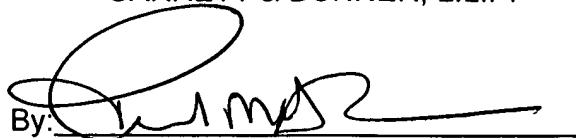
1. Petition for Extension of Time - 5 months (1 page);
2. Response to Notice to File Missing Parts of Nonprovisional Application (2 pages) with a copy of the Notice (2 pages) and an executed Declaration and Power of Attorney (2 pages);
3. Supplemental Preliminary Amendment with attached Replacement Sheet of Drawings (5 pages); and
4. Check in the amount of \$3080.00 to cover the \$130.00 surcharge, \$790.00 filing fee, and \$2160.00 extension of time fee.

Please grant any extensions of time required and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: December 22, 2004

By:   
Roland G. McAndrews  
Reg. No. 41,450



PATENT  
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Attorney Docket No. 08157.0015-04000

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EMBOLIC PROTECTION	)	Confirmation No.: 4072
DEVICE	)	

**MAIL STOP MISSING PARTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF NONPROVISIONAL APPLICATION**

In response to the Notice to File Missing Parts of Nonprovisional Application dated June 1, 2004, Applicants submit herewith the required surcharge of \$130.00, an application filing fee of \$790.00, a copy of the executed Declaration and Power of Attorney document filed in the parent application (Application No. 09/986,132), and a copy of the Notice to File Missing Parts of Nonprovisional Application received in this application. A Preliminary Amendment is being filed herewith to cancel all but claim 1 thereby eliminating the need for an additional claims fee.

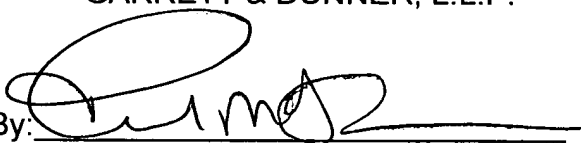
Please associate the enclosed Declaration and Power of Attorney document with the above-referenced application.

Please also grant any extensions of time required to enter this response, and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

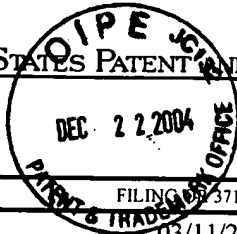
Dated: December 22, 2004

By: 

Roland G. McAndrews  
Reg. No. 41,450



UNITED STATES PATENT AND TRADEMARK OFFICE



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APPLICATION NUMBER	FILING DATE 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/797,612	03/11/2004	Paul Gilson	08157.0015.04000

22852  
FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER  
LLP  
1300 I STREET, NW  
WASHINGTON, DC 20005

CONFIRMATION NO. 4072  
FORMALITIES LETTER  
  
\*OC000000012816483\*

Date Mailed: 06/01/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/23/2004 SMINASS1 00000061 060916 10797612 FILED UNDER 37 CFR 1.53(b)

02 FC:1051		130.00 OP
03 FC:1202	410.00 DA	790.00 OP
04 FC:1203	360.00 DA	

Filing Date Granted

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - More than one figure is present and each figure is not labeled "Fig." with a consecutive Arabic numeral (1, 2, etc.) or an Arabic numeral and capital letter in the English alphabet (A, B, etc.)(see 37 CFR 1.84(u)(1)). See Figure(s) 9.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$722** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**


Total additional fee(s) required for this application is **\$1622** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$722**
  - **\$432** for **24** total claims over 20.
  - **\$290** for multiple dependent claim surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE